



Legislation Text

File #: 0862-2019, **Version:** 1

AN18-015

BACKGROUND:

This ordinance approves the acceptance of certain territory (AN18-015) by the city of Columbus. The Ohio Revised Code stipulates that to be effective, City acceptance must take place a minimum of 60 days from the receipt by the City Clerk of the approval notice from the county. If City Council does not accept the ordinance within 120 days of its first consideration, the annexation will be considered rejected. This petition was filed with Franklin County on November 21, 2018. City Council approved a service ordinance addressing the site on December 3, 2018. Franklin County approved the annexation on January 3, 2019 and the City Clerk received notice on January 28, 2019.

FISCAL IMPACT:

Provision of municipal services does represent cost to the City; however, the annexation of land also has the potential to create revenue to the City.

To accept the application (AN18-015) of S and B Development, Ltd. for the annexation of certain territory containing 6.03± acres in Mifflin Township.

WHEREAS, a petition for the annexation of certain territory in Franklin Township was filed on behalf of S and B Development, LTD. on November 21, 2018; and

WHEREAS, the petition was considered and approved by the Franklin County Board of Commissioners at a hearing on January 3, 2019; and

WHEREAS, on January 28, 2019, the City Clerk received from Franklin County a certified copy of the resolution addressing the petition; and

WHEREAS, sixty days have now elapsed since receipt of the resolution in accordance with the provisions of the Ohio Revised Code; and

WHEREAS, it is in the best interest of the city of Columbus to accept the annexation of the territory addressed by the petition; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

SECTION 1. That the annexation proposed by S and B Development, Ltd. in a petition filed with the Franklin County Board of Commissioners on November 21, 2018 and subsequently approved by the Board on January 3, 2019 is hereby accepted and said territory is hereby annexed to the city of Columbus. Said territory is described as follows:

Situated in the State of Ohio, County of Franklin, Township of Mifflin, Quarter Township 2, Township 1, Range 17 West, United State Military Lands, being 6.03 acres of land, more or less, and being all of land described in deeds to S AND B DEVELOPMENT, LTD. (Auditor's Tax Parcel Numbers 190-002219, 190- 003498, 190-003994, 190-004 796 and 190-004417 by deeds recorded in Instrument Numbers 201407210093242, 199810200268050 and 201807060089672 (all references are to the records in the Recorder's Office, Franklin County, Ohio) and being more particularly described as follows:

Beginning, at a point on the southerly right-of-way line of Morse Road (C.R #17) R/W width varies, being at the northeasterly corner of the 1.713 acre tract described in said Instrument Number 201807060089672, being at a corner in the existing City of Columbus Corporation Line, as established by Ordinance 2185-01, and recorded in Instrument 200205030111358, also being the southeasterly corner of that 0.170 acre Parcel 71 WD to the Franklin County Commissioners in Instrument No. 199908130206429;

Thence in a southerly direction, a distance of approximately 708 feet, along the westerly line of a 0.155 acre tract described in a deed to the City of Columbus of record in Instrument 201610280148862, the westerly line of that 12.397 acre (original) tract described in a deed to Germain Automotive Properties, LLC of record in Instrument No. 201608030101155, and being along an existing City of Columbus Corporation Line, as established by Ordinance 3048-88, and recorded in Official Record 12919, Page HI 7 to the southwesterly corner of said 12.397 acre tract, being on the northerly line of that 54.197 acre tract described in a deed to Limsoc, Inc. of record in Instrument No. 199908190211939;

Thence in a westerly direction, a distance of approximately 369 feet, along said northerly line, southerly lines of said S and B Development, Ltd. tracts and an existing City of Columbus Corporation Line, as established by Ordinance 246-66, and recorded in Misc. Record 140, Page 370 to a corner of that 5.662 acre tract described in a deed to Winchester Station Cooperative, Inc. of record in Deed Book 3207, Page 193;

Thence in a northerly direction, a distance of approximately 712 feet, along an easterly line of said 5.662 acre tract and an easterly line of that 2.097 acre tract described in a deed to Lawrence Petruzzi of record in Official Record 29805 Page IO 1, and being along an existing City of Columbus Corporation Line, as established by Ordinance 452-69, and recorded in Misc. Record 147, Page 188 to the southerly right-of-way line of said Morse Road;

Thence in an easterly direction, a distance of approximately 3 70 feet, along the southerly right-of-way line of said MORSE ROAD and the southerly lines of a 0.144 acre tract a 0.280 acre tract and said 0.170 acre tract, described in deeds to the Franklin County Commissioners of record in Instruments 199910120256786, 199910010247173, and 199908130206429 respectively, and being along an existing City of Columbus Corporation Line, as established by Ordinance 2185-01, and recorded in 200205030111358 to the Point of Beginning, containing 6.03 acres of land, more or less.

The above description was prepared in the office of Site Engineering, Inc. 7453 East Main Street Reynoldsburg, Ohio 43068, by Mark A. Hazel, P.S. #7039 in October 2018, from the best available County Records. This information was not derived from an actual field survey. The above description is not valid for the transfer of real property, and is not to be utilized in place of a Boundary Survey as defined by the Ohio Administrative Code in Chapter 4733-37.

SECTION 2. That the City Clerk is hereby authorized and directed to make three copies of this ordinance to each of which shall be attached a copy of the map accompanying the petition for annexation, a copy of the transcript of proceedings of the Board of County Commissioners relating thereto, and a certificate as to the correctness thereof, the City Clerk shall then forthwith deliver one copy to the County Auditor, one copy to the Board of Elections thereof and do such other things as may be required by law.

SECTION 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.